

**Senate File 408 - Introduced**

SENATE FILE 408  
BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO SSB 1117)

**A BILL FOR**

1 An Act relating to railroad crossing violations by providing  
2 for investigations, and providing penalties.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321.344A, subsection 2, unnumbered  
2 paragraph 1, Code 2011, is amended to read as follows:

3 A peace officer ~~may~~ shall initiate an investigation not  
4 more than seven calendar days after receiving a report of a  
5 violation pursuant to this section. The peace officer may  
6 request that the owner of the vehicle supply information  
7 identifying the driver of the vehicle in accordance with  
8 section 321.484, or in the case of a commercial motor vehicle,  
9 the peace officer may request that the employer of the driver  
10 provide information identifying the driver of the vehicle.

11 Sec. 2. Section 805.8A, subsection 14, paragraph h, Code  
12 2011, is amended to read as follows:

13 *h. Railroad crossing violations.*

14 (1) For violations under sections 321.341, 321.342,  
15 321.343, and 321.344, ~~and 321.344B,~~ the scheduled fine is two  
16 hundred dollars.

17 (2) For a violation under section 321.344B, the scheduled  
18 fine is three hundred dollars.

19 EXPLANATION

20 This bill requires a peace officer's investigation of every  
21 reported railroad crossing violation by a vehicle operator.  
22 Currently, the initiation of an investigation is optional.

23 The bill increases the scheduled fine for a railroad  
24 crossing violation by a vehicle operator which creates an  
25 immediate threat to the safety of a person or property from  
26 \$200 to \$300. All other railroad crossing violations remain  
27 punishable by a scheduled fine of \$200.